

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

THERANOS, INC. and ELIZABETH
HOLMES,

Plaintiffs,

v.

FUISZ PHARMA LLC, et al.,

Defendants.

Case No. 5:11-cv-05236-PSG

ORDER RE: SHORTENED TIME

The docket reflects motion practice in contravention of the Civil L.R.'s notice requirements.¹ As the case inches closer to trial, the parties are reminded that if they wish to have the court take up a motion on shortened time, they must file a motion to shorten time in compliance with Civil. L.R. 6-3.²

¹ See Civil L.R. 7-2(a) ("Except as otherwise ordered or permitted by the assigned Judge or these Local Rules, and except for motions made during the course of a trial or hearing, all motions must be filed, served and noticed in writing on the motion calendar of the assigned Judge for hearing not less than 35 days after filing of the motion. Fed. R. Civ. P. (6)(d) does not apply and thus does not extend this deadline.").

² See Civil L.R. 6-3 (Motion to Change Time)

(a) Form and Content. A motion to enlarge or shorten time may be no more than 5 pages in length and must be accompanied by a proposed order and by a declaration that:

(1) Sets forth with particularity, the reasons for the requested enlargement or shortening of time;

(2) Describes the efforts the party has made to obtain a stipulation to the time change;

1 **IT IS SO ORDERED.**

2 Dated: February 14, 2014

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4 PAUL S. GREWAL
5 United States Magistrate Judge
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22 (3) Identifies the substantial harm or prejudice that would occur if the Court did not change
23 the time; and

24 (4) If the motion is to shorten time for the Court to hear a motion:

25 (i) Describes the moving party's compliance with Civil L.R. 37-1(a), where
26 applicable, and

27 (ii) Describes the nature of the underlying dispute that would be addressed in the
28 motion and briefly summarizes the position each party had taken.

(5) Discloses all previous time modifications in the case, whether by stipulation or Court
order;

(6) Describes the effect the requested time modification would have on the schedule for the
case.